

## **BOARD FOR CONTRACTORS BOARD MEETING**

### **MINUTES**

The Board for Contractors met on Tuesday, October 6, 2009 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 14 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Robert M. Kirby, Chairman  
Mark Cronin  
Kenneth Hart  
Herbert "Jack" Dyer, Jr.  
H. Bailey Dowdy  
Michael Redifer  
William Rusher  
Troy Smith  
Homer Pete Sumpter  
Deborah Lynn Tomlin  
Wyatt Walton  
A. Bruce Williams  
Dorothy Wood

Board Member absent from the meeting was: Jack Miller.

Staff members present for all or part of the meeting were:

Jay W. DeBoer, Director  
Mark Courtney, Deputy Director, LRD  
Eric L. Olson, Executive Director  
Sheila Watkins, Administrative Assistant  
Karen Bullock, Compliance Specialist  
Michelle Atkinson, Legal Analyst  
Victoria Traylor, Legal Analyst  
Earlyne Perkins, Legal Analyst  
Nick Christner, Deputy Director, Compliance and Investigation  
Adrienne Mayo, Regulatory Boards Administrator  
Steven Jack, Assistant Attorney General

Chairman Robert Kirby called the meeting to order at 9:12 a.m. and declared declared a of board members was in attendance.

**Call  
To Order**

A motion was made by **Mr. Hart** and seconded by **Mr. Sumpter** to approve the agenda. The motion passed unanimously. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood, and Walton.**

**Approval of the  
Agenda**

**Miller was absent.**

**Ms. Tomlin** moved to approve the following minutes as submitted from the:

**Approval of Minutes**

September 1, 2009 Board for Contractors Meeting  
August 4, 2009 Informal Fact Finding Conference  
August 12, 2009 Informal Fact Finding Conference  
August 13, 2009 Informal Fact Finding Conference  
August 13, 2009 Informal Fact Finding Conference  
August 14, 2009 Informal Fact Finding Conference  
August 18, 2009 Informal Fact Finding Conference  
August 25, 2009 Informal Fact Finding Conference  
September 1, 2009 Informal Fact Finding Conference

**Mr. Dyer** seconded the motion and it was unanimously approved by members: The motion passed unanimously. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood, and Walton.**

**Miller was absent.**

**Barrett Hartman**, vice president of the Home Builders Association addressed the Board and shared his concerns regarding the proposed regulations and indicated that his organization would be providing written comment during the regulatory public comment period. He shared that perhaps the fees might be too high.

**Public Comment  
Period**

In the matter of Recovery Fund File Number 2008-02913, **Joan McDonald (Claimants) vs. Rodney Coppersmith t/a Budget Builders (Regulant)**; the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Rodney Coppersmith t/a Budget Builders (Regulant)** did not appear at the board meeting. **Joan McDonald (Claimant)** did attend the Board meeting. She addressed the Board and shared her agreement with the recommendation.

**File Number**  
**2008-02913**  
**Joan McDonald**  
**(Claimant) and**  
**Rodney Coppersmith**  
**t/a Budget Builders**  
**(Regulant)**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer's recommendations and summary and approve the claim for payment in the

amount of \$20,000. The Claim Review and Summary are incorporated as a part of this Order. The motion passed by unanimous vote. Members voting "Yes" were: Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood and Walton.

Miller was absent.

**In the matter of Recovery Fund File Number 2009-03145, Pedro and Jayne Casingal (Claimant) vs. Michael Dempich t/a 1<sup>st</sup> Choice Window Company (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-03145  
Pedro and Jayne  
Casingal (Claimant)  
vs Michael Dempich  
t/a 1<sup>st</sup> Choice Window  
Company (Regulant)**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to continue this case to the December 8<sup>th</sup>, 2009 Board meeting. The motion passed by unanimous vote. Members voting "Yes" were: Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.

Miller was absent. Redifer was not present and did not vote.

**In the matter of Recovery Fund File Number 2009-03121, David Bank (Claimant) vs. Prestige Pools of VA, Inc. (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Prestige Pools of VA. (Regulant)** did not appear at the board meeting. **David Bank (Claimants)** did attend the Board meeting. He addressed the Board.

**File Number  
2009-03121  
David Bank  
(Claimant) and  
Prestige Pools of VA.  
Inc. (Regulant)**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Mr. Dyer** to adopt the claim review and reject the hearing officer's recommendations and summary for violations and approve the claim. **The Board finds that language in the Warrant in Debt supports the conclusion that the Court found the conduct of Prestige Pools of VA Inc. involved improper and dishonest conduct.** The Board awarded the sum of \$9,548.00. The motion passed by unanimous vote. Members voting "Yes" were: Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.

Miller was absent. Redifer was not present and did not vote.

**In the matter of Recovery Fund File Number 2009-02800, Herbert L Hamilton (Claimants) vs. L & J Shaffer LLC, t/a New Age Homes, (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **L & J Shaffer LLC (Regulant)** did not appear at the board meeting. **Patricia Hamilton, (Claimant)** did attend the Board meeting. She addressed the Board.

**File Number  
2009-02800  
Herbert L Hamilton  
vs. L & J Shaffer  
LLC, t/a New Age  
Homes**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and pay the claim in the amount of \$20,000.00. The motion passed with a unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File Number 2009-02626, Barry Dickerson (Claimants) vs. Francis M Jarrelle, Jr. Construction, Inc (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Francis M Jarrell, Jr. Construction, Inc (Regulant)** did not appear at the Board meeting. **John Owens, attorney and his clients Barry and Cassie Dickerson (Claimants)** appeared at the Board meeting and addressed the Board.

**File Number**  
**2009-02626**  
**Barry Dickerson**  
**(Claimant) and**  
**Francis M Jarrelle,**  
**Jr. Construction, Inc**  
**(Regulant)**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary for violations and pay the claim in the amount of \$20,000.00. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File Number 2009-02347, R Jeremy A Stowell (Claimants) vs. Coastline Lawn Service LLC (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Coastline Lawn Services LLC (Regulant)** did not appear at the board meeting. **Jeremy A Stowell (Claimants)** did attend the Board meeting. He addressed the Board. **Mr. Stowell's attorney, Ty Hill** could not be at the meeting due to conflict.

**File Number**  
**2009-02347**  
**R Jeremy A Stowell**  
**(Claimant) and**  
**Coastline Lawn**  
**Services LLC**  
**(Regulant)**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Cronin** and seconded by **Mr. Dyer** to reject the hearing officer's recommendations and summary for violations and approve the claim. **The Board finds that language in the Warrant in Debt supports the conclusion that the Court found the conduct of Coastline Lawn Services LLC involved improper and dishonest conduct.** The Board awarded the sum of \$6,557.00. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File Number 2009-02139, Gary and Frances Hodges (Claimants) vs. Bryant Causey and Kenneth Thacker t/a Electrical Services of Virginia (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Bryant Causey and Kenneth Thacker, t/a Electrical Services of Virginia (Regulant)** did not appear at the board meeting. **Gary and Frances Hodges (Claimants)** did attend the Board meeting. They addressed the Board.

**File Number  
2009-02139  
Gary and Frances  
Hodges (Claimant)  
and Bryant Causey  
and Kenneth Thacker  
t/a Electrical Services  
of Virginia (Regulant)**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Walton** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary and deny the claim for payment. The Board finds that there is no language in the judgment order that supports the conclusion that the court found that the conduct of **Bryant Causey and Kenneth Thacker t/a Electrical Service of Virginia** were involved in improper or dishonest conduct. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File Number 2009-02116, Anthony and Stephanie Bailey (Claimants) vs. Lyons Development Corp (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Lyons Development Corp, t/a Lyons Development Corp (Regulant)** did not appear at the board meeting. **Daniel Hartnett, Attorney for Anthony and Stephanie Bailey (Claimants)** did attend the Board meeting. They addressed the Board.

**File Number  
2009-02116  
Anthony D Bailey  
(claimant) , and  
Lyons Development  
Corp, t/a Lyons  
Development Corp**

**Mr. Redifer**, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and deny the claim for payment. The Board finds that there is no language in the judgment order that supports the conclusion that the court found that the conduct of **Lyons Development Corp** involved improper or dishonest conduct. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File 2009-01101, Charles E Crenshaw (Claimant) and Kicking Mule Farm Plumbing & Electrical Service, t/a Jerry Wayne Calbo (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-01101  
Terrence P Coll  
(Claimant) and Lyons**

**Kicking Mule Farm Plumbing and Electrical Service Jerry Clabo (Regulant)**, did not attend the Board meeting. **Sheila and Charles Crenshaw, Jr. (Claimant)** did not attend the Board meeting.

**Development Corp,  
t/a Lyons  
Development Corp**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Williams** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File 2009-03570, Clara Mae Hudgins (Claimant) and Raymond E Lyons, t/a Talon Construction (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-03570  
Clara Mae Hudgins  
(Claimant) and  
Raymond E Lyons, t/a  
Talon Construction  
(Regulant)**

**Lyons** did not appear at the Board meeting. **Clara Mae Hudgins** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mrs. Hart** and seconded by **Mr. Hart** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopt the recommendation to deny payment of the claim. The Claim Review and Summary are incorporated as a part of the Order. The Board voted to deny payment of the claim.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Rusher, Hart, Williams, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood and Walton.**

**Miller was absent. Redifer was not present and did not vote.**

**In the matter of Recovery Fund File 2009-03543, John & Leslie Madden (Claimant) and Edsall Design & Build, Inc. (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-03543  
John & Leslie  
Madden (claimant)  
and Edsall Design  
Build, Inc.**

**John and Leslie Madden** appeared at the Board meeting. **Edsall Design & Build, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and approve the recommendation. The Claim Review and Summary are incorporated as a part of the Order.

The Board voted to approve payment of the claim in the amount of **\$9,422.05**. The motion failed due to a tie vote. Members voting "yes" were: **Walton, Williams, Kirby, Sumpter, Cronin and Dyer**. Members voting "no" were: **Redifer, Rusher, Hart, Smith, Dowdy and Wood**.

**Tomlin was not present and did not vote. Miller was absent.**

After further discussion a motion was made by Mr. Walton and seconded by Mr. Williams to remand the case back to an Informal Fact Finding Conference. The motion passed by majority vote. Members voting "yes" were: **Redifer, Smith, Dowdy, Cronin, Dyer, Williams and Kirby**.

Members voting "no" were: **Rusher, Sumpter, Hart, Dyer and Wood**.

**Tomlin was not present and did not vote. Miller was absent.**

**In the matter of Recovery Fund File 2009-03379, Audra M. Nielsen (Claimant) and House Pros, Inc. (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**Joseph R. Lassiter, Jr. (attorney for the claimant)** appeared at the Board meeting. **House Pros, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

**File Number**  
**2009-03379**  
**Audra M. Nielsen**  
**(Claimant) and House**  
**Pros, Inc.t/a House**  
**Pros, Inc. (Regulant)**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Williams** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and approve the recommendation. The Claim Review and Summary are incorporated as a part of the Order. The Board voted to approve payment of the claim in the amount of **\$20,000.00**.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood**.

**Tomlin was not present and did not vote. Miller was absent.**

**In the matter of Recovery Fund File 2009-02911, Oscar F. Baxter (Claimant) and Procraft of Virginia, Inc. (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**Baxter** did not appear at the Board meeting; **Procraft of Virginia, Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

**File Number**  
**2009-02911**  
**Oscar F.**  
**Baxter(Claimant) and**  
**Procraft of Virginia,**  
**Inc. (Regulant)**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and accept the recommendation. The Board voted to

approve payment of the claim in the amount of **\$3,198.91**. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

**Tomlin was not present and did not vote. Miller was absent.**

**In the matter of Recovery Fund File 2009-02904, Anne H. Kohut (Claimant) and Cabinet Refacers Inc. (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-02904  
Anne H. Kohut  
(Claimant) and  
Cabinet Refacers Inc.  
(Regulant)**

**Anne Hout** appeared at the Board meeting; **Cabinet Refacers Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and accepts the recommendation to deny payment of the claim. The motion passed by majority vote. Members voting "yes" were: **Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** **Mr. Cronin** voted "no."

**Tomlin was not present and did not vote. Miller was absent.**

**In the matter of Recovery Fund File 2009-02787, Christopher Kuhlman (Claimant) vs. Prestige Pools of Va. Inc. (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-02787  
Christopher Kuhlman  
(Claimant) and  
Prestige Pools of Va.  
Inc. (Regulant)**

**Christopher and Nicole Kuhlman and their attorney, John Bond** appeared at the Board meeting. **Prestige Pools of Va., Inc.** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and amend the recommendation to pay the claim in the amount of **\$6,895.00**. The Claim Review and Summary are incorporated as a part of the Order. The motion passed by majority vote. Members voting "yes" were: **Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.** **Mr. Cronin** voted "no."

**Tomlin was not present and did not vote. Miller was absent.**

**In the matter of Recovery Fund File 2009-02143, Michael Gavigan (Claimant) vs. Larry W. Pippin, t/a Affordable Home Repair (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number  
2009-02143  
Michael Gavigan  
(Claimant) and Larry**



**Michael Gavigan** appeared at the Board meeting. He addressed the Board. **Larry W. Pippin, t/a Affordable Home Repair** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

**W. Pippin, t/a  
Affordable Home  
Repair (Regulant)**

After discussion a motion was made by **Mr. Hart** and seconded by **Mrs. Wood** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopts the recommendation to deny the claim. The motion passed by majority vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood**. **Mr. Williams and Walton** voted "no."

**Tomlin** was not present and did not vote. **Miller** was absent.

In the matter of License Application File Number 2009-04235, **Gaines Roofing Services, LLC**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2009-04235**  
**Gaines Roofing  
Services, LLC**

**Applicant Robert Gaines** appeared at the IFF and the Board meeting. He addressed the Board. He shared his agreement with the recommendation. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion **Mr. Walton** offered a motion that was seconded by **Mr. Williams** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference to grant a license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood**.

**Miller** was absent.

In the matter of License Application File Number 2009-04518, **Allstate General Contractor**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2009-04518**  
**Allstate General  
Contractor**

**Applicant Allstate General Contractor** did not appear at the IFF or the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mrs. Wood** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference to deny a license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood**.

**Miller** was absent.

**In the matter of License Application File Number 2009-04519, Thomas Clayton Hensley, Jr., t/a Hensley Roofing & Construction**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2009-04519  
Thomas Clayton  
Hensley, Jr., t/a  
Hensley Roofing &  
Construction**

**Applicant Thomas Clayton** appeared at the IFF but not the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference, to grant a license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2009-04520, 1<sup>st</sup> Step Home Improvement**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2009-04520  
1<sup>st</sup> Step Home  
Improvement**

**Applicant Juan Coleman** appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Hart** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2010-00163, Jon L. W. Swan, t/a Renew Decorating**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2010-00163  
Jon L. W. Swan, t/a  
Renew Decorating**

**Applicant Jon L. W. Swan** appeared at the IFF and the Board meeting. He addressed the Board. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2010-00164, Eric Stempier, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number  
2010-00164  
Eric Stempier**

**Applicant Eric Stempier appeared at the IFF but not the Board meeting. The presiding Board representative Ms. Brigil was not present, did not participate in the discussion and did not vote.**

**After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Hart to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2010-00165, TNT Construction LLC, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number  
2010-00165  
TNT Construction  
LLC**

**Applicant Tommy Eugene Brown appeared at the IFF and the Board meeting. The presiding Board representative Ms. Brigil was not present, did not participate in the discussion and did not vote.**

**After discussion, a motion was made by Mr. Hart and seconded by Mr. Sumpter to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2010-00166, Nathan Jones, t/a Christian Painting Service, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.**

**File Number  
2010-00166  
Nathan Jones, t/a  
Christian Painting  
Service**

**Applicant Nathan Jones appeared at the IFF and the Board meeting. The presiding Board representative Ms. Brigil was not present, did not participate in the discussion and did not vote.**

**After discussion, a motion was made by Mr. Sumpter and seconded by Mrs. Wood to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members**

voting “yes” were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2010-00168, Stafford Home Improvements, LLC,** the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2010-00168  
Stafford Home  
Improvements, LLC**

**Applicant Christian Ellis** appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by majority vote. Members voting “yes” were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Mr. Hart** voted “no.”

**Miller was absent.**

**In the matter of License Application File Number 2010-00170, Brian Zatkoff,** the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2010-00170  
Brian Zatkoff**

**Applicant Brian Zatkoff** appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by majority vote. Members voting “yes” were: **Cronin, Dowdy, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Mr. Dyer** voted “no.”

**Miller was absent.**

**In the matter of Disciplinary File Number 2010-00172, Nafees Mohammad, t/a R N Contractor, (Respondent);** the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

**File Number  
2010-00172  
Nafees Mohammad,  
t/a R N Contractor**

**Nafees Mohammad** along with his attorney, **Michael Whitticar (Respondent)** appeared at the IFF and the Board meeting. They addressed the Board. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion

and did not vote.

After discussion, a motion was made by **Mr. Hart** and seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Nafees Mohammad**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260 B 2	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Hart** and seconded by **Mr. Redifer** to impose the following monetary sanctions:

Count 1:	\$500.00	
Total		\$500.00

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

In the matter of License Application File Number 2010-00171, RN Contractors, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number**  
**2010-00171**  
**RN Contractors, Inc.**

**Applicant Nafees Mohammad** appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of License Application File Number 2010-00303, Paul Pasowicz, III,** the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number  
2010-00303  
Paul Pasowicz, III**

**Applicant Paul Pasowicz, III** appeared at the IFF and the Board meeting. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller** was absent.

**The Board took a 10 minute break from 10:40 am to 10:50 am.**

**Break**

**In the matter of Disciplinary File Number 2009-01568, East Coast Contracting, Inc. (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. There was a handout distributed to the Board members for review. **Gwen Frost of East Coast Contracting, Inc. (Respondent)** attended the Board meeting. He addressed the Board.

**File Number  
2009-01568  
East Coast  
Contracting, Inc.**

The presiding Board representatives **Mr. Hart** and **Mr. Walton** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **East Coast Contracting, Inc.** violated sections of its Regulations:

Effective February 1, 2006
Count 1: 18 VAC 50-22-260 B 9
Effective September 1, 2001
Count 2: 18 VAC 50-22-230 A
Count 3 18 VAC 50-22-260.B.6

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Williams** to impose the following monetary sanctions:

Count 1:	\$600.00	
Count 2:	\$350.00	
Count 3:	\$800.00	
Total		\$1,750.00

In addition, for violation of Counts 1, 2 and 3 the Board voted to require **East Coast Contracting, Inc.** have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Hart and Walton** were not present and did not vote.

**Miller was absent.**

In the matter of Disciplinary File Number 2008-03447, **Virginia Custom Construction LLC (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Virginia Custom Construction LLC (Respondent)** did not participate in the IFF and did not appear at the Board meeting nor did any other qualified representative. The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Virginia Custom Construction LLC**, violated the following sections of its Regulations:

**File Number**  
**2008-03447**  
**Virginia Custom**  
**Construction LLC**

Effective September 1, 2001	
Count 1:	18 VAC 50-22-260 B 5
Count 2:	18 VAC 50-22-260.B 31
Count 3:	18 VAC 50-22-260.B.29 (four violations)
Count 4:	18 VAC 50-22-230 B

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to impose the following sanctions.

Count 1:	\$2,500.00	
Count 2:	\$1,000.00	
Count 3:	\$350.00	Violation 1
	\$350.00	Violation 2
	\$1,500.00	Violation 3
	\$2,500.00	Violation 4
Count 4:	\$350.00	
Total		\$8,550.00
In addition, for violation of Counts 1, 2, 3 and 4, the Board voted to require <b>Virginia Custom Construction LLC</b> have a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Redifer was not present and did not vote.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-02606, Groggins Development LLC (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Phillip Groggins of **Groggins Development LLC (Respondent)** participated in the IFF and appeared at the Board meeting. The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to close this case with a finding of no violations. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**File Number**  
**2009-02606**  
**Groggins**  
**Development LLC**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-01380, Groggins Development LLC (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Phillip Groggins of **Groggins Development LLC (Respondent)** appeared at the IFF and the Board meeting. Groggins disagreed with the recommendations. The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of

**File Number**  
**2009-01380**  
**Groggins**  
**Development LLC**



Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Groggins Development LLC**, violated the following sections of its Regulations:

Effective January 1, 2003		
Count 1:	18 VAC 50-22-260.B 29	
Count 2:	18 VAC 50-22-260.B 30	Effective 9-1-2001

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to impose the following monetary sanctions:

Count 1:	\$500.00	
Count 2:	\$750.00	
Total		\$1,250.00
In addition, for violation of Counts 1 and 2, the Board voted to require <b>Groggins Development LLC</b> have a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Redifer was not present and did not vote.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-01362, Top Notch Builders, Inc. (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Top Notch Builders, Inc. (Respondent)** did not appear at the IFF and did not appear at the Board meeting. The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Tomlin** to close this case with a finding of no violations. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**File Number**  
**2009-01362**  
**Top Notch Builders,**  
**Inc.**

**Miller was absent.**

In the matter of Disciplinary File Number 2008-04190, For The Six Inc., t/a Turnkey Homes (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. For The Six Inc., t/a Turnkey Homes (Respondent) appeared at the IFF but not the Board meeting. The presiding Board representatives Mr. Redifer and Mr. Smith were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Hart to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that For The Six Inc., t/a Turnkey Homes, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 2:	18 VAC 50-22-260.B 5	

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

After discussion a motion was made by Mr. Sumpter and seconded by Mr. Hart to impose the following monetary sanctions:

Count 1:	\$1,000.00	
Total		\$1,000.00
In addition, for violation of Count 2, the Board voted to require For The Six Inc. have a member of Responsible Management successfully complete a Board-approved remedial education class. As to Count 1, the Board found no violation.		

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood. Redifer and Smith were not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-00210, Sprucewood & Assoc., Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Sprucewood & Assoc., Inc. (Respondent) appeared at the IFF but not the Board meeting. The presiding Board representatives Mr. Redifer and Mr. Smith were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Mr. Sumpter and seconded by

**File Number**  
**2008-04190**  
**For The Six Inc., t/a**  
**Turnkey Homes**

**File Number**  
**2009-00210**  
**Sprucewood & Assoc.,**  
**Inc.**

**Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Sprucewood & Assoc., Inc.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 5	
Count 2:	18 VAC 50-22-260.B 6	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to impose the following monetary sanctions:

Count 1:	\$1,000.00	
Count 2:	\$500.00	
Total		\$1,500.00

In addition, for violation of Counts 1 and 2, the Board voted to require **Sprucewood & Associates, Inc.** have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**  
**Redifer and Smith were not present and did not vote.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-02732, Summit Construction LLC (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Summit Construction LLC (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Mr. Redifer** and **Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Summit Construction LLC**, violated the following sections of its Regulations:

**File Number**  
**2009-02732**  
**Summit Construction**  
**LLC**

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 14	
Count 2:	18 VAC 50-22-230 B	
Count 3:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to impose the following monetary sanctions:

Count 1:	\$1,800.00	
Count 2:	\$850.00	
Count 3:	\$1,350.00	
Total		\$4,000.00
In addition, for violation of Counts 1, 2 and 3, the Board voted to revoke the license (No. 2705-063719).		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Redifer** was not present and did not vote.

**Miller was absent.**

In the matter of Disciplinary File Number 2009-00775, **Nick Reams Construction Services, Inc. (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Nick Reams of Nick Reams Construction Services, Inc. and his attorney, Derrick E. Rosser (Respondent)** appeared at the IFF and the Board meeting. They addressed the Board.

The presiding Board representative **Mr. Smith** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Nick Reams Construction Services, Inc.**, violated the following sections of its Regulations:

**File Number**  
**2009-00775**  
**Nick Reams**  
**Construction**  
**Services, Inc.**

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 31	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy,**

**Dyer, Hart, Kirby, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose the following sanctions:

For violation of Count 1, the Board voted to require <b>Nick Reams Construction Services, Inc.</b> have a member of Responsible Management successfully complete a Board-approved remedial education class.
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The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.** Smith was not present and did not vote.

**Miller was absent.**

In the matter of Disciplinary File Number 2009-04611, **Emmanuel J. Barbose, t/a Eagle 1 Construction (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Emmanuel J. Barbose, t/a Eagle 1 Construction (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Ms. Tomlin** and **Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mrs. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Emmanuel J. Barbosa, t/a Eagle 1 Construction**, violated the following sections of its Regulations:

**File Number**  
**2009-04611**  
**Emmanuel J.**  
**Barbosa, t/a Eagle 1**  
**Construction**

Effective February 1, 2006
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Count 1:	18 VAC 50-22-260.B 13	
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The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to impose the following monetary sanctions:

Count 1:	\$500.00	
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Total		\$500.00
In addition, for violation of Count 1, the Board voted to require Emmanuel Barbosa, t/a Eagle 1 Construction have a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood. Tomlin was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-04603, Miguel Guzman, t/a MGC Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Miguel Guzman, t/a MGC Construction (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representatives Ms. Tomlin and Ms. Wall were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Mrs. Wood and seconded by Mr. Sumpter to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Miguel Guzman, t/a MGC Construction, violated the following sections of its Regulations:

File Number  
2009-04603  
Miguel Guzman, t/a  
MGC Construction

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.

Miller was absent.

After discussion a motion was made by Mrs. Wood and seconded by Mr. Redifer to impose the following monetary sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-106182.		

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and

**Wood. Tomlin was not present and did not vote.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-04591, Robert Dreistadt, t/a Robert Dreistradt Electrical Services (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Robert Dreistadt (Respondent)** did not appear at the IFF or the Board meeting.

The presiding Board representatives **Ms. Tomlin and Mrs. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Walton** to close this case with a finding of no violation. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood. Tomlin was not present and did not vote.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-03332, Ricardo A. Contreras, t/a R C Home Services (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Ricardo A. Contreras (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Ms. Tomlin and Ms. Wall** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Ricardo A. Contreras**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Williams** and seconded by **Mr. Redifer** to impose the following monetary sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00

**File Number**  
**2009-04591**  
**Robert Dreistadt, t/a**  
**Robert Dreistradt**  
**Electrical Services**

**File Number**  
**2009-03332**  
**Ricardo A. Contreras,**  
**t/a R C Home**  
**Services**

In addition, for violation of Count 1, the Board voted to revoke license No. 2705-096872.

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood. Tomlin was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2009-03303, Joseph E. Baker, t/a Baker Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Joseph E. Baker (Respondent) did not appear at the IFF. Baker appeared at the Board meeting and shared his disagreement with the recommendation. The presiding Board representatives Ms. Tomlin and Ms. Wall were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Mr. Sumpter and seconded by Mrs. Wood to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Joseph E. Baker, violated the following sections of its Regulations:

**File Number**

**2009-03303**

**Joseph E. Baker, t/a  
Baker Construction**

Effective September 1, 2001

Count 1:	18 VAC 50-22-260.B 13
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The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.

Miller was absent.

After discussion a motion was made by Mr. Sumpter and seconded by Mrs. Wood to impose the following monetary sanctions:

Count 1:	\$500.00	
Total		\$500.00

In addition, for violation of Count 1, the Board voted to require Joseph E. Baker have a member of Responsible Management successfully complete a Board approved remedial education class

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood. Tomlin was not present and did not vote.

Miller was absent.



**In the matter of Disciplinary File Number 2009-04309, Red Hawk Remodeling & Construction (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **John Flamish of Red Hawk Remodeling & Construction (Respondent)** Flamish appeared at the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to remand this case to an Informal Fact Finding Conference (IFF) for addition information. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2008-02890 Board v. Edwin A. Penick, III, t/a Silver Hammer Design & Construction,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**Edwin Penick, III** (who was present at the Board meeting along with his attorney, **Will Watkins**), acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00

In addition, for violation of Count 1, **Edwin A. Penick, III** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Walton** seconded by **Mr. Williams** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.** **Kirby** was not present and did not vote.

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-04014, Islander Pools, Inc. (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Islander Pools, Inc. (Respondent),** did not appear at the IFF or the Board meeting.

The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and

**File Number**  
**2009-04309**  
**Red Hawk**  
**Remodeling &**  
**Construction**

**File Number**  
**2008-02890**  
**Edwin A. Penick, III,**  
**t/a Silver Hammer**  
**Design &**  
**Construction**

**File Number**  
**2009-04014**  
**Islander Pools, Inc.**

seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Islander Pools, Inc.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$1,900.00	
Total		\$1,900.00
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-112198.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

In the matter of Disciplinary File Number 2009-01716, **Wright Way Irrigation & Landscape, Inc.(Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2009-01716**  
**Wright Way**  
**Irrigation &**  
**Landscape, Inc.**

**Wright Way Irrigation & Landscape, Inc. (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Wright Way Irrigation & Landscape, Inc.**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 60	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$800.00	
Total		\$800.00
In addition, for violation of Count 1, <b>Wright Way Irrigation &amp; Landscape, Inc.</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2010-00254, J & J Construction ES, Inc. (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2010-00254**  
**J & J Construction**  
**ES, Inc.**

**J & J Construction ES, Inc. (Respondent)** did not appear at the IFF or the Board meeting. J & J Construction ES, Inc. requested via telephone for a continuance. The request was denied because it was not submitted in writing as instructed by staff. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **J & J Construction ES, Inc.**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by majority vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Walton** voted "no."

**Miller was absent.**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-110145.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Walton** voted "no."

**Miller was absent.**

**In the matter of Disciplinary File Number 2010-00251, Makai Outdoor Design, Inc. (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2010-00251**  
**Makai Outdoor**  
**Design, Inc.**

**Makai Outdoor Design, Inc. (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representative **Ms. Wall** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Makai Outdoor Design, Inc.,** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$1,350.00	
Count 2:	\$850.00	
Total		\$2,200.00

In addition, for violation of Counts 1 and 2, the Board voted to revoke license No. 2705-121879.

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

In the matter of Disciplinary File Number 2009-01211, The Hunter Company of Southwest Virginia, Ltd. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number

2009-01211

The Hunter Company  
of Southwest Virginia,  
Ltd.

Ryan Hunter of The Hunter Company of Southwest Virginia, Ltd. (Respondent) appeared at the IFF but not the Board meeting. The presiding Board representative Ms. Wall was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Mrs. Wood and seconded by Mr. Sumpter to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that The Hunter Company of Southwest Virginia, Ltd., violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260 B 9	
Count 3:	18 VAC 50-22-260 B 8	
Count 4:	18 VAC 50-22-260 B 31	Effective 9-1-01
Count 5:	18 VAC 50-22-260 B 15 (two violations)	Effective 9-1-01
Count 6:	18 VAC 50-22-260 B 29 (two violations)	Effective 9-1-01

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Miller was absent.

After discussion a motion was made by Mrs. Wood and seconded by Mr. Cronin to impose the following sanctions:

Count 1:	\$400.00	
Count 2:	\$400.00	
Count 3:	\$400.00	

Count 4:	\$400.00	
Count 5:	\$1,500.00	
Count 6:	\$600.00	
Total		\$3,700.00

In addition, for violation of Counts 1 through 6, **The Hunter Company of Southwest Virginia, Ltd.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

In the matter of Disciplinary File Number 2010-00162, **Brian M. Smith, t/a M G S Home Improvements (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number  
**2010-00162**  
**Brian M. Smith, t/a M**  
**G S Home**  
**Improvements**

**Brian M. Smith, t/a M G S Home Improvements (Respondent)** participated, via telephone, at the IFF but did not attend the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Brian M. Smith**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$500.00	
Total		\$500.00

In addition, for violation of Count 1, **Brian M. Smith** agrees to have a member of Responsible Management successfully complete

a Board-approved remedial education class.

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood. Walton was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2010-00136, Cross Creek Properties, Inc. (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2010-00136**  
**Cross Creek**  
**Properties, Inc.**

Cross Creek Properties, Inc. (Respondent) did not appear at the IFF or the Board meeting. The presiding Board representative Mr. Walton was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by Mr. Redifer and seconded by Mr. Sumpter to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Cross Creek Properties, Inc., violated the following sections of its Regulations:

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 13
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The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.

Miller was absent.

After discussion a motion was made by Mr. Redifer and seconded by Mr. Sumpter to impose the following sanctions:

Count 1:	\$1,500.00	
Total		\$1,500.00

In addition, for violation of Count 1, the Board voted to revoke license No. 2705-051754.

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood. Walton was not present and did not vote.

Miller was absent.

In the matter of Disciplinary File Number 2010-00133, Randall Daniel Dodson, t/a

**File Number**

**Randys Home Improvements (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**2010-00133**  
**Randall Daniel**  
**Dodson, t/a Randys**  
**Home Improvements**

**Randall Daniel Dodson (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Randall Daniel**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-230 B	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mrs. Wood** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$750.00	
Total		\$1,250.00
In addition, for violation of Count 2, <b>Randall Daniel Dodson</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
In addition, for violation of Count 1, the Board voted to revoke license No. 2705-127032.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Walton was not present and did not vote.**

**Miller was absent.**

In the matter of Disciplinary File Number 2010-00128, **United Land & Marine Services, Inc., t/a United Land & Marine Services, Inc. (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2010-00128**  
**United Land &**  
**Marine Services, Inc.,**  
**t/a United Land &**



**United Land & Marine Services, Inc. (Respondent)** did not attend the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mrs. Wood** to remand this case to an Informal Fact Finding Conference (IFF) for processing per staff.

**Marine Services, Inc.**

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** **Walton** was not present and did not vote.

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-03089, Pure-Water Well Drilling, LLC (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2009-03089**  
**Pure-Water Well**  
**Drilling, LLC**

**Pure-Water Well Drilling, LLC (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representative **Mr. Walton** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Pure-Water Well Drilling, LLC**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 2:	18 VAC 50-22-260.B 26	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$400.00	
Total		\$400.00
In addition, for violation of Count 2, <b>Pure-Water Well Drilling LLC</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

As to Count 1, the Board found no violation.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** Walton was not present and did not vote.

**Miller was absent.**

In the matter of Disciplinary File Number 2009-01943, Pure-Water Well Drilling, LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number  
2009-01943  
Pure-Water Well  
Drilling, LLC**

**Pure-Water Well Drilling, LLC (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Mr. Walton and Mr. Miller** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Pure-Water Well Drilling, LLC**, violated the following sections of its Regulations:

Effective September 1, 2009		
Count 1:	18 VAC 50-22-260.B 8	
Count 2:	18 VAC 50-22-260 B 27	
Count 3:	18 VAC 50-22-260 B 26	
Count 4:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.**

**Miller was absent.**

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$250.00	
Count 2:	\$500.00	
Count 3:	\$400.00	
Count 4:	\$2,000.00	
Total		\$3,150.00

In addition, for violation of Counts 1, 2 and 3, **Pure-Water Well Drilling LLC** agrees to have a member of Responsible Management successfully complete a Board-approved remedial

education class.

In addition, for violation of Count 4, the Board voted to revoke license No. 2705-082232.

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and Wood.** Walton was not present and did not vote.

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-02634, Country Construction Incorporated (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number**  
**2009-02634**

**Country Construction  
Incorporated**

**Country Construction Incorporated (Respondent)** did not appear at the IFF or the Board meeting. The presiding Board representatives **Mr. Walton and Mrs. Wood** were not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Hart** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Country Construction Incorporated**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28 (two violations)	
Count 2:	18 VAC 50-22-260 B 28	Effective 2-1-06

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, and Williams.**

**Miller was absent.**

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$2,000.00	
Count 2:	\$2,000.00	
Total		\$4,000.00
In addition, for violation of Counts 1 and 2, the Board voted to revoke license No. 2705-066385.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, and Williams.**

**Walton and Wood were not present and did not vote.**

**Miller was absent.**

**In the matter of Disciplinary File Number 2009-03490, Stephen W Francis & Jack W Harris, t/a Construction Associates of Tidewater (Respondent);** the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number  
2009-03490  
Stephen W. Francis &  
Jack W. Harris, t/a  
Construction  
Associates of  
Tidewater**

**Stephen W Francis & Jack W Harris (Respondent)** appeared at the IFF but not the Board meeting. The presiding Board representative **Mrs. Wood** was not present, did not participate in the discussion and did not vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Stephen W Francis & Jack W Harris**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 2	
Count 2:	18 VAC 50-22-260 B 2	
Count 3:	§ 54.1-1110 of the Code of Virginia	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton and Williams.**

**Miller was absent.**

After discussion a motion was made by **Mr. Sumpter** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$500.00	
Total		\$1,000.00
In addition, for violation of Counts 1 and 2, <b>Stephen W Francis &amp; Jack W Harris</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		
In addition, for violation of Count 3, the Board voted to revoke license No. 2705-125194.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton and Williams.** **Wood** was not present and did not vote.

**Miller was absent.**

**In the matter of Consent Order File Number 2009-01439 Board v. Scott William Zieman**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-01439**  
**Scott William Zieman**

**Redifer**, the Board Representative in this case was not present and did not vote.

**Scott William Zieman**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$350.00
Count 2:	18 VAC 50-22-260 B 15	\$1,000.00
Board Costs		\$150.00
Total		\$1,500.00
In addition, for violation of Counts 1 and 2, <b>Scott William Zieman</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-02277 Board v. JSJ Home Remodeling Unlimited, Inc.**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-02277**  
**JSJ Home**  
**Remodeling**  
**Unlimited, Inc.**

**JSJ Home Remodeling Unlimited, Inc.**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Board Costs		\$150.00
Total		\$1,500.00
In addition, for violation of Counts 1 and 2, <b>JSJ Home Remodeling Unlimited, Inc.</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer,**

**Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-02436 Board v. Ratcliff Concrete & Construction, Inc.,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number  
2009-02436  
Ratcliff Concrete &  
Construction, Inc.**

**Sumpter**, the Board Representative in this case was not present and did not vote.

**Ratcliff Concrete & Construction, Inc.,** acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$550.00
In addition, for violation of Count 1, <b>Ratcliff Concrete &amp; Construction, Inc.</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03133 Board v. Clinton Clemmons, t/a C & C Builders,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number  
2009-03133  
Clinton Clemmons,  
t/a C & C Builders**

**Sumpter**, the Board Representative in this case was not present and did not vote.

**Clinton Clemmons**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$750.00
Count 2:	18 VAC 50-22-260 B 29	\$1,000.00
Board Costs		\$150.00
Total		\$1,900.00

In addition, for violation of Counts 1 and 2, **Clinton Clemmons** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03165 Board v. John R Keeney, t/a Keeney Generator & Repair**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-03165**  
**John R Keeney, t/a**  
**Kenney Generator &**  
**Repair**

**John R Keeney**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$250.00
Board Costs		\$150.00
Total		\$400.00
In addition, for violation of Count 1, <b>John R Keeney</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03326 Board v. J & m Meyer Ltd.**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-03326**  
**J & M Meyer Ltd.**

**J & M Meyer Ltd.** acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$200.00
Count 2:	18 VAC 50-22-260 B 6	\$800.00
Count 3:	18 VAC 50-22-260 B 27	650.00
Board Costs		\$150.00

Total	\$1,800.00
In addition, for violation of Counts 1-3, J & M Meyer, Ltd. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.	

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03380 Board v. James R Williams, t/a Williams Heating & Air Conditioning,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number  
2009-03380  
James R Williams, t/a  
Williams Heating &  
Air Conditioning**

**James R Williams,** acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$250.00
Board Costs		\$150.00
Total		\$400.00
In addition, for violation of Count 1, <b>James R Williams</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03558 Board v. Michael Wayne Horton,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number  
2009-03558  
Michael Wayne  
Horton**

**Michael Wayne Horton,** acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-30-190 1	\$100.00



Board Costs		\$150.00
Total		\$250.00
In addition, for violation of Count 1, <b>Michael Wayne Horton</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03567 Board v. William D Gilliam, t/a Don Enterprise & Associate**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-03567**  
**William D Gilliam, t/a**  
**Don Enterprise &**  
**Associate**

**William D Gilliam**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$800.00
Board Costs		\$150.00
Total		\$950.00
In addition, for violation of Count 1, <b>William D Gilliam</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03729 Board v. Anthony L Walker, t/a A L Walker Electrical Services**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-03729**  
**Anthony L Walker,**  
**t/a A L Walker**  
**Electrical Services**

**Smith**, the Board Representative in this case was not present and did not vote.

**Anthony L Walker**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$50.00
Count 2:	18 VAC 50-22-260 B 18	\$800.00
Board Costs		\$150.00
Total		\$950.00
In addition, for violation of Counts 1 and 2, <b>Anthony L Walker</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03792 Board v. Dickinson & Roth Construction LLC**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number**  
**2009-03792**  
**Dickinson & Roth**  
**Construction LLC**

**Dickinson & Roth Construction LLC**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$650.00
Count 3:	18 VAC 50-22-260 B 27	\$650.00
Count 4:	18 VAC 50-22-260 B 6	\$800.00
Count 5:	18 VAC 50-22-260 B 31	\$400.00
Count 6:	18 VAC 50-22-260 B 12	\$850.00
Board Costs		\$150.00
Total		\$3,900.00
In addition, for violation of Counts 1 -6, <b>Dickinson &amp; Roth Construction LLC</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-03825 Board v. Christopher C Fox, t/a Fox Builders**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the

**File Number**  
**2009-03825**  
**Christopher C Fox,**

regulatory and/or statutory issues in this matter.

**t/a Fox Builders**

**Christopher C Fox, t/a Fox Builders**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27 (two violations)	\$400.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Count 3:	18 VAC 50-22-260 B 31	\$400.00
Count 4:	18 VAC 50-22-260 B 26	\$850.00
Board Costs		\$150.00
Total		\$2,400.00

In addition, for violation of Counts 1-4, **Christopher C Fox** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

In the matter of Consent Order File Number 2009-03840 Board v. **Becki Davis Patrick, t/a B & M Roofing Company**, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter. **Redifer**, the Board Representative in this case was not present and did not vote.

**File Number**  
**2009-03840**  
**Becki Davis Patrick,**  
**t/a B & M Roofing**  
**Company**

**Becki Davis Patrick**, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$0.00
Count 2:	18 VAC 50-22-260 B 5	\$700.00
Count 3:	18 VAC 50-22-260 B 30	\$800.00
Board Costs		\$150.00
Total		\$1,650.00

In addition, for violation of Counts 1-3, **Becki Davis Patrick** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.  
It is noted that **Becki Davis Patrick** submitted a revised contract template to the Board.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer,**

**Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-04053 Board v. Amazing Sidling Partners, Inc.,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number  
2009-04053  
Amazing Sidling  
Partners, Inc.**

**Amazing Sidling Partners, Inc.,** acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$550.00

In addition, for violation of Count1, **Amazing Siding Partners, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-04114 Board v. Danny R Gardner, t/a Gardner's Contractors,** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number  
2009-04114  
Danny R Gardner, t/a  
Gardner's  
Contractors**

**Danny R Gardner,** acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$200.00
Board Costs		\$150.00
Total		\$350.00

In addition, for violation of Count 1, **Danny R Gardner** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mrs. Wood** the board ratified the consent order with an unanimous vote: Members voting "yes" were: **Cronin, Dowdy, Dyer,**

**Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**In the matter of Consent Order File Number 2009-04546 Board v. Karen A Fox, t/a Karen Fox Contracting, the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.**

**File Number  
2009-04546  
Karen A Fox, t/a  
Karen Fox  
Contracting**

**Karen A Fox, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:**

Count 1:	18 VAC 50-22-260 B 17	\$1,000.00
Board Costs		\$150.00
Total		\$1,150.00
In addition, for violation of Counts1, <b>Karen A Fox</b> agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

**Upon a motion by Mr. Williams seconded by Mrs. Wood the board ratified the consent order with an unanimous vote: Members voting "yes" were: Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**A. Regulatory Update:**

**Other Board Business**

**Eric Olson briefed the Board regarding the Regulatory package, noting no new information.**

**B. Election of Officers:**

**New Business**

**Jay W. DeBoer, Director of DPOR, asked the Board for nominations for chairman and vice chairman. Mrs. Wood nominated Mr. Kirby to continue as Board chairman and Mr. Redifer to continue as Board vice chairman. The Board members unanimously voted yes: Members voting yes were: Cronin, Dowdy, Dyer, Hart, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**C. Selection of Contractor Rep to WWOOSSP Board:**

**Mr. Redifer nominated Mr. Kirby as the representative to WWOOSSP Board, Mr.**

**Sumpter** seconded the nomination. The Board members unanimously voted yes: Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**D. Selection of Contractor Rep to Miss Utility Board:**

**Mr. Kirby** nominated **Mr. Redifer** to continue as the Board's representative to Miss Utility Board, **Mr. Williams** seconded the nomination. The Board members unanimously voted yes: Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Kirby, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

**Miller was absent.**

**E. CID Training:**

**Nick Christner**, Deputy Director, CID, conducted Board member training.

**F. License and Education Training:**

**Jill Richardson**, License and Education Administrator, conducted Board member training.

**G. Recovery Fund Training**

**Steven Jack** presented an informal training session on the Recovery Fund eligibility.

**H. 2010 Proposed IFF Schedule:**

**Dean Ricks**, Assistant Director of Adjudication, presented to the Board the 2010 proposed IFF schedule.

Upon a motion by **Mrs. Wood**, seconded by **Mr. Redifer**, the Board by unanimous vote approved the proposed 2010 IFF schedule. Members voting yes were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**


**Miller was absent.**

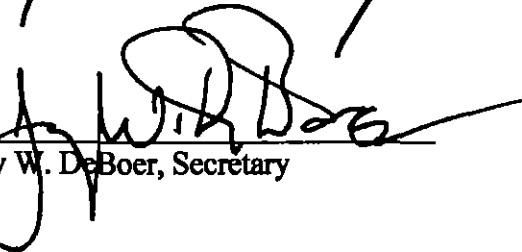
Their being no further business to come before the board, the meeting was adjourned at 1:30 p.m. upon a motion by **Mrs. Wood** and seconded by **Mr. Williams**. The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Dyer, Hart, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and**

**Adjournment**

**Wood.**

**Miller was absent.**

  
\_\_\_\_\_  
Robert Kirby, Chairman

  
\_\_\_\_\_  
Jay W. DeBoer, Secretary

**Copy teste:**

\_\_\_\_\_  
Custodian of the Record

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Mark Cronin  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

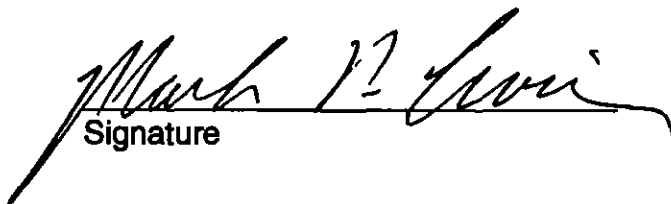
\_\_\_\_\_

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.

  
Signature

10-06-09\_\_\_\_\_  
Date



**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: H. Bailey Dowdy  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

  
\_\_\_\_\_  
Signature

10-06-09\_\_\_\_\_  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Herbert "Jack" Dyer  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

\_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

Herbert Jack Dyer  
Signature

10-06-09  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Kenneth W Hart  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

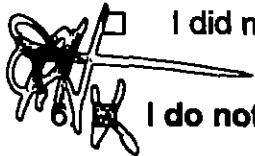
Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

\_\_\_\_\_  
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

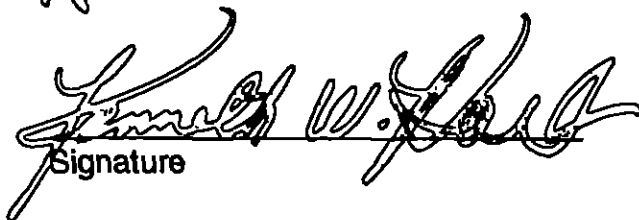
☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.



☒ I do not have a personal interest in any transactions taken at this meeting.

  
Signature

10-06-09\_\_\_\_\_  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Robert Kirby  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

AGC of VA, PMP of VA, Builders & Const. Exch., DEKLEBY, INC.

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.

Robert Kirby  
Signature

10-06-09  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Michael Redifer  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

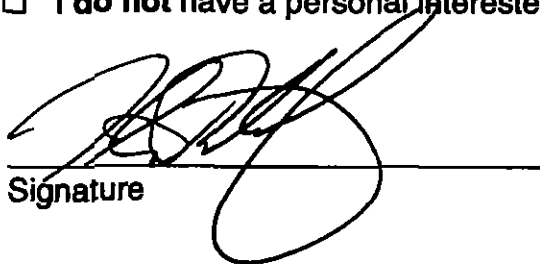
Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

VRCA VRCA IAEI ILL NEPA

- ☒ I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- ☐ I did not participate in the transaction.
6. ☐ I do not have a personal interest in any transactions taken at this meeting.

Signature



10-06-09  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: William Bill Rusher  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

Bill Rusher  
Signature

10-06-09 10/6/09  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Troy Smith  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

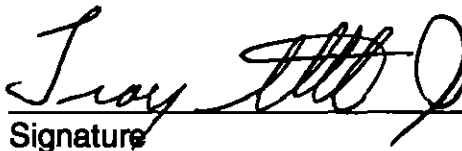
\_\_\_\_\_

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

  
Signature

10-06-09\_\_\_\_\_  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Homer Pete Sumpter  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

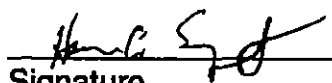
\_\_\_\_\_  
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_  
☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

  
Signature

10-06-09  
Date



**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Deborah Tomlin  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

NONE  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

Deborah Tomlin  
Signature

10-06-09  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Wyatt Walton  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

\_\_\_\_\_  
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

  
\_\_\_\_\_  
Signature

10-06-09\_\_\_\_\_  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: A Bruce Williams  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

\_\_\_\_\_

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.

\_\_\_\_\_  
Signature

10-06-09\_\_\_\_\_  
Date

**STATE AND LOCAL GOVERNMENT  
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT  
for Officers and Employees of State Government**

1. Name: Dorothy Wood  
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors  
(Name of Board)
4. Meeting/IFF Date: October 6, 2009  
(Date)

5. I have a personal interest in the following transaction:

\_\_\_\_\_  
(Agenda Item)

Nature of Personal Interest Affected by Transaction: \_\_\_\_\_

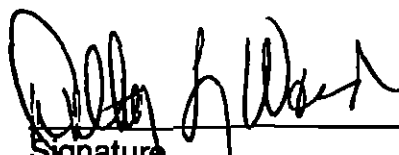
\_\_\_\_\_  
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.

  
\_\_\_\_\_  
Signature

10-06-09\_\_\_\_\_  
Date